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MINUTES

—OF THE—

Second Regular Session

—OF THE—

Twenty-Sixth County Council

—OF THE—

County of Norfolk.

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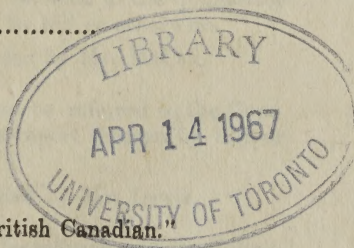
.....
J. SOVEREEN, ESQ.,
WARDEN.

JAS. ERMATINGER, ESQ.,
CLERK.

.....
SIMCOE:

Printed at the Office of the "British Canadian."

1875.



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GOVERNOR, PRO.
WARDEN.
JAS. ERMAUTINGER, PRO.
CLERK.

SINCE:

Printed at the Office of the "British Canadian"
1875.

Minutes of the Second Regular Session

—OF THE—

TWENTY - SIXTH COUNTY COUNCIL

—OF THE—

County of Norfolk.

TUESDAY, 15th day of June, 1875, First Day of the Second Regular Session of the Twenty-Sixth County Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz. : Messrs. The Warden, Barber, Wyckoff, Lewis, Boughner, Robertson, Jull, Scott, Nickerson, Chamberlin, Ostrander, Crysler, McCall, Routh, Decow, Richardson, Mansell and Newman.

The minutes of the two last days of the January Session were read and approved.

The Warden read several reports and communications received during the recess.

No. 1. On motion of Mr. Boughner, seconded by Mr. Robertson,
ORDERED,

That the County Treasurer's Report be referred to the Committee on Finance, with power to report thereon by bill or otherwise.

No. 2. On motion of Mr. Crysler, seconded by Mr. McCall,
ORDERED,

That the Report of the County Surveyor be referred to the Committee on Public Buildings, with power to report thereon by bill or otherwise.

No. 3. On motion of Mr. Barber, seconded by Mr. Lewis,
ORDERED,

That the equalisation of the assessment be referred to a Committee

of the whole Council, with power to report thereon by bill or otherwise.

No. 4. On motion of Mr. Richardson, seconded by Mr. Mansell,
ORDERED,

That the return required of the County Clerk, by the Inspector of Asylums, Prisons, etc., be referred to the Committee on the Poor House, with power to report thereon by bill or otherwise.

No. 5. On motion of Mr. Barber, seconded by Mr. Boughner,
ORDERED,

That the reports of the Inspector of the Poor House and Industrial Farm, and Matron of the Poor House, be referred to the Committee on the same, with power to report thereon by bill or otherwise.

No. 6. On motion of Mr. Scott, seconded by Mr. Chamberlin,
ORDERED,

That the report of the Committee appointed to enquire into the fines paid by the Magistrates to the County Treasurer, be received, and that the statement of the County Treasurer be referred to the Committee on Finance, with power to report thereon by bill or otherwise.

The report received was as follows, viz :

" Your committee to whom was referred the examination of the public Returns of Convictions by Magistrates, for the last five years, beg leave to report : That your committee have obtained a statement from the County Treasurer of fines paid to him from January, 1871, to the same date in 1875, which they respectfully submit to the Council.

(Signed) JACOB SOVEREEN, Chairman.

Simcoe, 15th June, 1875.

No. 7. On motion of Mr. Wyckoff, seconded by Mr. Lewis,
ORDERED,

That the Council do now adjourn to meet again to-morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk, County Norfolk.

WEDNESDAY, 16th day of June, 1875, Second Day of the
Second Regular Session of the Twenty-Sixth County
Council.

The Council met according to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz.: Messrs. The Warden, Barber, Wyckoff, Lewis, Boughner, Jull, Scott, Nickerson, Chamberlin, Ostrander, Cryslar, McCall, Routh, Decow, Richardson, Mansell, and Newman.

The minutes were read and approved.

No. 1. On motion of Mr. Richardson, seconded by Mr. Barber,
ORDERED,

That the petition of the United Agricultural Societies for the North and South Ridings of this County be received, and be referred to a committee of the whole, with power to report thereon by bill or otherwise; and the 24th Rule of this Council be dispensed with with regard to this motion.

And the Council went into committee of the whole, rose and reported progress, and asked leave to sit again.

No. 2. On motion of Mr. Scott, seconded by Mr. Boughner,

ORDERED,

That the report of the committee of the whole be received and adopted.

The report received and adopted is as follows, viz.:

"Your committee to whom was referred the petition of the United Agricultural Societies of this County, beg leave to report Progress, and ask leave to sit again to-morrow.

JOHN SCOTT, Chairman.

No. 3. On motion of Mr. Mansell, seconded by Mr. Newman,

ORDERED,

That this Council do now adjourn until to-morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk, County Norfolk.

THURSDAY, 17th day of June, 1875, Third Day of the
Second Regular Session of the Twenty-Sixth County
Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz.: Messrs. The Warden, Barber, Wyckoff, Lewis, Boughner, Robertson, Jull, Scott, Nickerson, Chamberlin, Crysler, McCall, Routh, Decew, Richardson, Mansell and Newman.

The minutes were read and approved.

Mr. Scott brought up the first report of the committee on Finance on the County Treasurer's report.

No. 1. On motion of Mr. Scott, seconded by Mr. Routh,

ORDERED,

That the report now read be adopted.

The report read and adopted is as follows, viz.:

"Your committee to whom was referred the above order, beg leave to report, that they have examined the said report, and find it satisfactory, and would recommend the same be filed in the Clerk's Office for future reference.

All of which is respectfully submitted.

J. SCOTT, Chairman,
THOS. CHAMBERLIN,
J. ROUTH,
ELIAS BOUGHNER,
R. RICHARDSON,
H. J. BARBER.

Committee Room, 17th June, 1875.

Mr. Scott brought up the report of the committee appointed to inquire into fines etc., paid by Magistrates to the County Treasurer.

No. 2. On motion of Mr. Scott, seconded by Mr. Chamberlin,

ORDERED,

That the report now read be adopted.

The report read and adopted is as follows viz.:

"Your committee to whom the above order was referred beg leave to report: That they have carefully examined the return of convictions filed with the Clerk of the Peace for the years 1871, '72, '73, '74, and the 1st quarter of '75, and find the whole amounts of fines supposed to be collected, according to these returns, amount in the aggregate to about \$2000, and the amount paid by the various Just-

ices to, the County Treasurer is \$148 45, the amounts paid into Township Treasurers \$721 50—making a total of fines accounted for \$969 95, leaving a balance not accounted for of about \$1030. Of this amount your committee find the largest amount of fines inflicted by any one Justice was by M. C. Brown, Esq., which amounts, during the period above mentioned, to about \$919, of which amount \$108 45 has been paid to the County Treasurer, and \$290 to the Treasurer of Charlotteville, leaving a balance unaccounted for of about \$520, or about one half of the whole amount. The other half being divided among the 36 acting Justices according to the returns.

“Your committee would respectfully represent that the system of making returns of convictions, as practiced, renders it simply impossible to get at a correct statement of the amount of fines actually collected by Magistrates, and is consequently an injustice to them, as it may cause unjust suspicions to rest on Magistrates who may possibly pay over every cent collected by them. There also appears to be a difficulty in ascertaining the proper party entitled to receive the fines: some paying it over to the County Treasurer, while others pay it to the Township Treasurers.

“Your committee would therefore respectfully recommend that the Warden be instructed to take all legal and necessary steps to represent this matter to the proper authorities and that immediate steps be taken to remedy the evil.”

All of which is nevertheless respectfully submitted.

JOHN SCOTT, Chairman,
R. RICHARDSON,
L. ROUTH,
G. W. NEWMAN,

Committee Room, 17th June, 1875.

Mr. Barber brought up the report of the committee on the Poor House:

No. 3. On motion of Mr. Barber, seconded by Mr. Lewis,

ORDERED,

That the report be received and adopted.

The report read and adopted is as follows, viz:

“The committee to whom was referred the report of the Inspector of the Poor House and Industrial Farm, and also that of the Matron of the Poor House, beg to report, that they have carefully examined the said reports respectively and find them satisfactory, and would recommend that they be filed in the Clerk's office for future reference.

“That the very liberal manner in which religious services have been supplied, viz.: Forty-two Sabbaths and four funeral services for the small sum of Forty-three dollars, is very satisfactory.

“That on visiting the Poor House, we found the premises, furniture and beds in a very neat and orderly condition, and the inmates comfortably provided for.

"That the suggestion of the Inspector relative to the the crowded state of the house during the winter season, and the necessity of enlarging the buildings, is a matter that the Council should carefully consider; and your committee would recommend that a committee composed of Messrs. the Warden, Lewis, Nickerson, Decow and the Inspector of the Poor House, be appointed to investigate the matter, suggest a plan with the probable costs and report at the next meeting of this Council.

All of which is nevertheless respectfully submitted.

H. J. BARBER, Chairman,
J. NICKERSON,
LEVI LEWIS,
JOHN DECOW.

Committee Room, 17th June, 1875.

Mr. Barber brought up the second report of the committee on the Poor House.

No. 4. On motion of Mr. Barber, seconded by Mr. Lewis,

ORDERED,

That the report be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee to whom was referred the request of the Inspector of Asylums; beg leave to recommend that the Clerk of this Council be requested to comply with said request by filling the blank with the information therein required, as far as it relates to the County only; leaving the Minor Municipalities to report respectively as therein suggested.

All of which is respectfully submitted.

H. J. BARBER, Chairman,
J. NICKERSON,
JOHN DECOW,
LEVI LEWIS,

Committee Room, 17th June, 1875.

No. 5. Mr Robertson gives notice that he will on to-morrow introduce a By-Law to provide for the Public Service for the current year.

No. 6. On motion of Mr. Wyckoff, seconded by Mr. Newman,

ORDERED,

That this Council do now adjourn to meet again to morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk, County Norfolk.

**FRIDAY, 18th day of June, 1875, Fourth Day of the
Second Regular Session of the Twenty-Sixth County
Council.**

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz. : Messrs. The Warden, Barber, Wyckoff, Lewis, Boughner, Robertson, Jull, Scott, Nickerson, Chamberlin, Ostrander, Crysler, McCall, Decow, Richardson, Mansell and Newman.

No. 1. On motion of Mr. Ostrander, seconded by Mr. Wyckoff,

ORDERED,

That the reading of the minutes be dispensed with.

No. 2. On motion of Mr. Boughner, seconded by Mr. Scott,

ORDERED,

That the Report of the Public Schools Inspector be referred to the committee on Education, with power to report thereon by bill or otherwise.

No. 3. Mr. Nickerson gives notice that he will on to-morrow introduce a By-Law to empower the Council to grant aid to the County of Norfolk Agricultural Society.

No. 4. Mr. Scott gives notice that he will on to-morrow introduce a By-Law to grant aid to the Lake Huron and Port Dover Railway, by purchasing Twenty Thousand Dollars of the Company's Bonds.

No. 5. On motion of Mr. Richardson, seconded by Mr. Scott,

ORDERED,

That the communication of the County Clerk of Ontario be referred to the committee on Finance, with power to report thereon by bill or otherwise; and that the report relating to fines levied by Justices of the Peace, be referred to said committee, with power to amend it.

No. 6. On motion of Mr. Robertson, seconded by Mr. Jull,

ORDERED,

That the bill to provide for the Public Service for this County for the year 1875, of which notice was given yesterday, be now read a first time.

And the bill was read a first time.

No. 7. On motion of Mr. Jull, seconded by Mr. Boughner,

ORDERED,

That the said bill be read a second time to-morrow.

No. 8. On motion of Mr. Ostrander, seconded by Mr. Decow,

ORDERED,

That the Council do now adjourn to meet again to-morrow, at 9 o'clock.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,
County Clerk, County Norfolk.

SATURDAY, 19th day of June, 1875, Fifth Day of the
Second Regular Session of the Twenty-Sixth County
Council.

The Council met according to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz.: Messrs. The Warden, Barber, Wyckoff, Lewis, Boughner, Robertson, Jull, Scott, Nickerson, Chamberlin, Ostrander, Cryslar, McCall, Routh, Decow, Richardson, Mansell, and Newman.

No. 1. On motion of Mr. Ostrander, seconded by Mr. Routh,

ORDERED,

That the reading of the minutes be dispensed with.

Mr. Cryslar brought up the first report of the committee of the whole on the petition of the Agricultural Societies.

No. 2. On motion of Mr. Newman, seconded by Mr. Ostrander,

ORDERED,

That the said report be received and adopted, and that the Warden be authorized to draw his check on the Treasurer in the sum of Four Hundred Dollars, in favor of the United Agricultural Societies of the County, and that the Seal of the Corporation be attached thereto to give it the effect and force of a By-Law.

BY-LAW NO. 192.

JACOB SOVEREEN,

L.S.

Warden.

Attest,

JAS. ERMATINGER,
County Clerk, County of Norfolk.

The report read and adopted is as follows, viz.:

"Your committee to whom the above petition was referred, beg

leave to report: That they would recommend that the Warden be authorized to draw his check in favor of the United Agricultural Associations of the North and South Ridings of this County, in the sum of Four Hundred Dollars.

E. M. CRYSLER, Chairman.

Mr. Nickerson brought up the first report of the committee on Public Buildings, on the County Surveyor's Report.

No. 3. On motion of Mr. Wyckoff, seconded by Mr. Mansell,

ORDERED,

That the said report be received and adopted.

A division having been called on this motion, it was carried by a majority of five.

YEAS—Messrs. Wyckoff, Scott, Nickerson, Ostrander, Cryslar, McCall, Routh, Decow, Richardson, Mansell and Newman, ... 11

NAYS—Messrs. Barber, Lewis, Robertson, Boughner, Jull and Chamberlin, ... 6

The report received and adopted is as follows, viz. :

“ Your committee to whom was referred the County Surveyor's report on Public Buildings, beg leave to report : That they have examined the Court Room and the Judge's Room, and find the plastering and cornice very badly cracked and falling off in many places ; they would recommend that the plaster on the ceiling in the Judge's Room be removed and re-plastered as soon as possible. Your committee would not recommend any repairs to be made in the Court Room at present, as complaints are made as to the difficulty of hearing any remarks that may be made by the Judge, Counsel or Witnesses, your committee would suggest this defect in the room be remedied before or at the same time with other repairs required for the ceiling.

“ They would recommend that the County Surveyor, John Scott, and R. Richardson, Esqs., be appointed a committee to make enquiries of some scientific person, to see if the evil complained of in the Room cannot be remedied, and report to this Council at its next sitting ; also, that the County Surveyor be instructed to repair the eavetroughs on the Court House.

All of which is respectfully submitted.

J. NICKERSON, Chairman.

JOHN JULL,

JOHN OSTRANDER,

NATHAN MANSELL,

JOSEPH MCCALL,

I. G. WYCKOFF.

Committee Room, 19th June, 1875.

Mr. Scott brought up the second report of the committee on Finance, on the communication of the County Clerk of Ontario.

No. 4. On motion of Mr. Scott, seconded by Mr. Chamberlain,

ORDERED,

That the report now read be adopted.

The report read and adopted is as follows, viz. :

"Your committee to whom the above order was referred beg leave to report: That as the communication is somewhat ambiguous, the Warden be requested to communicate with the County Clerk of Ontario, and obtain a copy of the special report they refer to; and that the Warden report to this Council at its next session.

All of which is respectfully submitted.

J. SCOTT, Chairman,

L. ROUTH,

G. W. NEWMAN.

R. RICHARDSON,

THOS. CHAMBERLIN.

Committee Room, 19th June, 1875.

Mr. Chamberlin brought up the report of the committee of the whole, on Assessment, which he read.

No. 8. On motion of Mr. Chamberlin, seconded by Mr. Crysler,

ORDERED,

That the report of the committee of the whole on Assessment, be received and adopted.

No. 6. On motion of Mr. Scott, (in amendment,) seconded by Mr. Boughner,

ORDERED,

That the report now read be not received, but that it be referred back to the committee, with instructions to amend it as follows:

That the equalized assessment of—

Charlotteville, be	\$856,680
Houghton, ...	375,540
Middleton, ...	598,620
Simcoe, ...	414,480
Townsend, ...	1,800,800
Walsingham, ...	1,169,104
Windham, ...	1,114,344
Woodhouse, ...	942,480

\$7,273,048

Debates arose thereon, a division being called, the motion in amendment was lost by a majority of six.

YEAS—Messrs. Robertson, Boughner, Jull, Scott, and Nickerson, ... 5

NAYS—Messrs. Barber, Wyckoff, Lewis, Ostrander, Crysler, McCall, Routh, Decow, Richardson, Mansell and Newman, ... 11

Motion No. 5 was then carried by a majority of 7.

YEAS—Messrs. Barber, Wyckoff, Lewis, Chamberlin, Ostrander, Crysler, McCall, Routh, Decow, Richardson, Mansell and Newman, ... 12

NAYS—Messrs. Robertson, Boughner, Jull, Scott and Nickerson, ... 5

The report read and adopted is as follows, viz. :

“Your committee on Equalization of Assessment beg leave to report : That the following be the assessment for 1875 :

Township of Charlotteville, ...	\$728,000
Do Houghton, ...	317,000
Do Middleton, ...	596,132
Do Townsend, ...	1,601,065
Do Walsingham, ...	1,059,047
Do Windham, ...	1,122,504
Do Woodhouse, ...	832,812
Town of Simcoe, ...	425,000

\$6,681,060

THOMAS CHAMBERLIN,

Chairman of Committee of the Whole.

Committee Room, 19th June, 1875.

Mr. Crysler brought up the first report of the committee on Education, on the Inspector's report.

No. 7. On motion of Mr. Crysler, seconded by Mr. Boughner,

ORDERED,

That the said report be received and adopted.

The report read and adopted is as follows, viz. :

“Your committee to whom was referred the above order, have examined the same, and would recommend that the said report be filed for future reference.

E. M. CRYSLER, Chairman,

J. SCOTT,

THOMAS CHAMBERLIN,

R. RICHARDSON,

E. BOUGHNER,

H. J. BARBER,

C. ROBERTSON,

L. ROUTH.

Committee Room, 19th June, 1875.

No. 8. On motion of Mr. Robertson, seconded by Mr. Jull,

ORDERED,

That the bill to provide for the Public Service of this County, read a first time yesterday, be read a second time forthwith.

And it was accordingly read a second time.

No. 9. On motion of Mr. Scott, seconded by Mr. Boughner,

ORDERED,

That the blanks in said By-Law be filled up as follows :

Charlottesville—General Purposes, \$1642; Educational, \$604; Special, \$120.

Houghton—General Purposes, \$722; Educational, \$312; Special, \$53.

Middleton—General Purposes, \$1147; Educational, \$481; Special, \$85.

Simcoe—General Purposes, \$794; Special, \$59.

Townsend—General Purposes, \$2454; Educational, \$807; Special, \$255.

Walsingham—General Purposes, \$2242; Educational, \$780; Special, \$166.

Windham—General Purposes, \$2136; Educational, \$708; Special, \$158.

Woodhouse—General Purposes \$1806; Educational, \$570; Special, \$134.

No. 10. On motion of Mr. Boughner, seconded by Mr. Wyckoff,

ORDERED,

That the said bill be engrossed and read a third time forthwith.

And it was engrossed and read a third time.

No. 11. On motion of Mr. Scott, seconded by Mr. Routh,

ORDERED,

That the By-Law do now pass, and become a By-Law of this County, and be intituled as in the caption thereof.

And the By-Law passed and is as follows, viz :

BY-LAW NO. 193.

To make provision for the Public Service of the County of Norfolk for the year 1875.

Passed 19th day of June, 1875.

WHEREAS it is expedient and necessary to provide ways and means to defray the expenses of the Public Service of this County for the current year ; And whereas it appears by estimate the sum of Thirteen thousand, nine hundred and forty-three dollars is required for general purposes : Four thousand, two hundred and sixty-two dollars, for educational purposes : And the sum of One thousand, and

thirty dollars for a special rate under By-Law No. 111, making in the aggregate the sum of Nineteen thousand, two hundred and thirty-five dollars.

I.—Be it therefore enacted by the Municipal Council of the Corporation of the County of Norfolk, in council assembled : That the sum of Nineteen thousand, two hundred and thirty-five dollars, shall be levied, raised, and collected, in and from the minor municipalities of this County, on or before the fourteenth day of December next, in proportion following, that is to say : The Township of Charlottetown for General purposes the sum of One thousand, six hundred and forty-two dollars ; for Educational purposes the sum of six hundred and four dollars ; and for special rate the sum of One hundred and twenty dollars.

The Township of Houghton, for General purposes the sum of Seven hundred and twenty-two dollars ; for Educational purposes the sum of Three hundred and twelve dollars ; and for special rate the sum of fifty-three dollars.

The Township of Middleton, for General purposes the sum of One thousand, one hundred and forty-seven dollars ; for Educational purposes the sum of Four hundred and eighty-one dollars ; and for special rate the sum of Eighty-five dollars.

The Town of Simcoe, for General purposes the sum of Seven hundred and ninety four dollars ; and for special rate the sum of Fifty-nine dollars.

The Township of Townsend, for General purposes the sum of Three thousand, four hundred and fifty four dollars ; for Educational purposes the sum of Eight hundred and seven dollars ; and for special rate the sum of Two hundred and fifty-five dollars.

The Township of Walsingham, for General purposes the sum of Two thousand, two hundred and Forty-two dollars ; for Educational purposes the sum of Seven hundred and eighty dollars ; and for special rate the sum of One hundred and sixty-six dollars.

The Township of Windham, for General purposes the sum of Two thousand, one hundred and thirty-six dollars ; for Educational purposes the sum of Seven hundred and eight dollars ; and for special rate the sum of One hundred and fifty-eight dollars.

The Township of Woodhouse, for General purposes the sum of One thousand, eight hundred and six dollars ; for Educational purposes the sum of five hundred and seventy dollars ; and for special rate the sum of One hundred and thirty-four dollars.

II.—And be it further enacted by the authority aforesaid, that the several sums hereinbefore named for General, Educational, and Special purposes, required for the current year, shall be levied, raised and collected, and paid to the County Treasurer by minor muni-

cialities of this County in the proportions set forth in the preceding section of this By-Law, on or before the fourteenth day of December next.

Passed in open Council, on the Nineteenth day of June, A. D. 1875.

Attest, **L.S.** JACOB SOVEREEN,
JAMES ERMATINGER, Warden.
County Clerk, County Norfolk.

No. 12. On motion of Mr. Robertson, seconded by Mr. Jull,
ORDERED,

That the report of the Auditors be received and adopted, and that the Warden be, and he is hereby authorized to draw his check on the County Treasurer in favor of the claimants for the several amounts allowed.

No. 13. On motion of Mr. Ostrander, seconded by Mr. McCall,
ORDERED,

That motion No. 12, passed 29th January, A.D. 1875, granting to the Corporation of the Town of Simcoe permission to erect an engine house on the Townline which divides the Gore of Woodhouse from Windham, be rescinded; and the Corporate Seal of this Council be attached to this resolution to give it the force and effect of a By-Law.

BY-LAW NO. 194.

Attest, **L.S.** JACOB SOVEREEN, Warden.
JAS. ERMATINGER,
County Clerk, County of Norfolk.

No. 14. On motion of Mr. Richardson, seconded by Mr. Mansell,
ORDERED,

That this Council do now adjourn until the second Tuesday of December next.

And the Council adjourned accordingly.

Attest,
JAMES ERMATINGER,
County Clerk, County Norfolk.